IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 239 OF 2007

MR. CAIUS FRANCIS D'SILVA
(JUNIOR), BARDEZ-GOA. ... Petitioner

Versus

STATE OF GOA THROUGH THE CHIEF
SECRETARY AND 9 ORS., ... Respondents

Mr. A. Kansar, Advocate for the petitioner.

Mr. S. R. Rivonkar, Govt. Advocate for the respondents No. 1 to 4.

Mr. P. Kamat, Advocate for the respondent No.5.

Mr. N. N. Sardessai, Advocate for the respondent No.7.

Mr. J. P. Mulgaonkar, Advocate for the respondents No.8 and 9.

Ms. W. Coutinho, Advocate for the respondent No.10.

Coram:- R. S. MOHITE &
N. A. BRITTO, JJ.

Date:- 2nd July, 2007

P.C.

Heard all the parties. The petition has become infructuous as the structures on the beach against which the petitioner has made grievance were directed to be removed by an order of this Court dated 9th May, 2007.

2. Mr. Rivonkar appearing for the respondents No.1 to 4 makes a statement that the aforesaid order of this Court has been complied with and the structures on the beach have been removed. However, the petitioner makes a grievance that some parts of the structures have remained on the beach. Mr. Rivonkar states that within a period of two weeks from today, if any part of the structures is found to have been

re-erected, the same would be removed. This statement relates to the shacks on the concerned beach.

3. Even, otherwise, we are informed that the licences for erection of the shacks on beaches were granted only till 15th June and the period has elapsed. As far as licences to shacks on beaches are concerned, nobody has vested right to continue with the shacks, without any further licence granted to him.

4. The petition stands disposed of. It is made clear that this order relates to the alleged shacks on the beach and not to the structures on private properties.

R. S. MOHITE, J.

N. A. BRITTO, J.

ssm.